

COPY

Attorney Docket No. 401371
Client Reference No. E-105-1999/0-US-07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of:

Burke, Jr. et al.

Application No. 09/937,150

Filed: March 26, 2002



Confirmation No. 6328

Art Unit: 1653

Examiner: David Lukton

For: PHENYLALANINE DERIVATIVES

**PETITION UNDER 37 C.F.R. 1.313(c)(2) TO WITHDRAW
APPLICATION FROM ISSUE**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Issue Fee was paid in this application on July 19, 2005. Applicants hereby petition to withdraw the application from issue so that the Office could consider the Request for Continued Examination (RCE) and the Information Disclosure Statement (IDS), filed concurrently. Copies of the RCE transmittal and IDS are enclosed for the convenience of the Commissioner.

In view of the foregoing, Applicants petition the Commissioner to withdraw the application from issue.

The Commissioner is authorized to charge the petition fee under 37 C.F.R. §1.17(h) of \$130 to Deposit Account No. 12-1216. A duplicate copy of the petition is attached.

Respectfully submitted,

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Date: July 12, 2006